

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Establishment. - Coop Department - Suits - APAT-C.A. No.830/2007 in O.A.No 3851/2007 filed by Sri R. Gangadhar, Junior Inspector (Retired), Office of the District Cooperation and Audit Officer, Nizamabad district - Retrenched employee of the District Cooperative Marketing Society Nizamabad— Absorbed into Coop. Department as Jr. Assistant—condonation of Break Period of service—Regulation of pay & allowances in terms of directions of Hon'ble APAT in O.A.No.3851/2007—Orders—Issued.

AGRICULTURE & COOPERATION (COOP.II) DEPARTMENT

G.O.Rt.No. 1428

Dated:26-12-2012
Read the following:

1. G.O.Rt.No.482 A&C (Coop.II) Department Dated: 28-04-2007.
2. Order dt. 25-09-2012 of APAT in CMA No.261/2011 in O.A. No.3851/2007 with C.A. No.830/2007.
3. From the CC&RCS AP Hyd.,Lr.Rc.No.1194/2007/SZ-III dt.12-10-2012.

ORDER:

In the reference first read above, Government after detailed examination of the matter, have accorded permission for condonation of break in service of Sri R.Gangadhar, Junior Inspector (Retd) from 1-7-1988 to 2-5-1991 so as to count his service in District Cooperative Marketing Society Ltd., Nizamabad from 22-06-1967 to 01-07-1988 for pension purpose.

2. Sri R. Gangadhar, Junior Inspector(Retd) has filed O.A No.3851/2007 in the Hon'ble Andhra Pradesh Administrative Tribunal, Hyderabad requesting to regulate the pay and allowances in terms of G.O. Ms. No.1002, dt:-02-11-1967 consequent on condoning the break period from 01-07-1988 to 02-05-1991 on par with other similarly situated persons Sri K. Narayana and Sri P.Mallareddy.

3. The Hon'ble Andhra Pradesh Administrative Tribunal, Hyderabad have issued Interim directions dt.11-07-2007 in O.A.No.3851/2007 to take follow up action for regulating the pay and allowances of the applicant in view of condonation of the break period under G.O.Rt.No.482,AGRI&COOP(COOP-II)DEPT, dt. 28-04-2007 in terms of the orders contained in G.O.Ms.No.1002,G.A (Ser.A) Deptt, dt:-29-11-1967 and pass orders within a period of 8 weeks from the date of receipt of a copy of the order, subject to final results of the O.A.

4. In the reference 3rd read above, the Commissioner for Cooperation & Registrar of Coop. Societies, A.P.Hyderabad has stated that the District Coop. Officer, Nizamabad has informed that he has prepared bill for Rs.4,98,318/- and was submitted to the District Treasury Officer, Nizamabad for passing the payment. The DTO., Nizamabad has returned the bill with remarks that as per G.O.NO.482, the individual is entitled for the revised pension only, but not for arrears and specific orders from Government with concurrence of the Finance Department is required in implementation of Judgement of the Andhra Pradesh Administrative Tribunal,, Hyderabad. He has therefore requested that necessary orders for Finance concurrence may be granted on the condonation of break in service of R.Gangadhar from 01-07-1988 to 02-05-1991 so as to count service of Sri. R. Gangadharar, J.I (Retd) rendered in District Coop. Marketing Society Ltd, Nizamabad from 22-06-1967 to 01-07-1988 and for fixation of pay duly counting previous service at an early date.

5. Sri R.Gangadhar has filed CMA No.261/2011 in O.A. No.3851/2007 with C.A. No.830/2007 before the Hon'ble APAT. The grievance of the applicant is that, in compliance with the directions of the APAT in O.A.No.3851/2007 wherein has made the interim orders absolute, the Dist. Co-op. Audit Officer, Nizamabad, re-fixed his pay in proceedings dt.29-08-2007, but he is not getting his pension as per the re-fixed Pay. Govt. Pleader is directed to obtain written instructions by 16-10-2012. The Hon'ble APAT while allowing the CMA the CA is restored to file.

6. Government after examination of the matter in detail and keeping in view of the opinion of the Government Pleader for Services-I, High Court of A.P. hereby modify the orders issued vide reference 1st read above and order for sanction of arrears by regulating the pay and allowances of Sri R.Gangadhar, Junior Inspector (Retd) in terms of

PTO

//2//

G.O.Ms.No.1002, G.A (Services-) Department dt. 02-11-1967 consequent on condoning the break period 1-7-1988 to 2-5-1991.

7. The Commissioner for Coop. and Registrar of Coop. Societies A.P.Hyderabad is requested to take necessary action in the matter.

8. This orders issues with the concurrence of Finance & Plg., vide their U.O.No. 34008/936/F.R.II/12, dt. 21-12-2012.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**I.Y.R.KRISHNA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

**To
The Commissioner for Coop. and Registrar of Coop. Societies,
A.P. Hyderabad.
The District Coop. Officer, Nizamabad.
SC/SF.**

//FORWARDED: BY ORDER //

SECTION OFFICER